

REMARKS

Claims 1-9 are now pending in the application. The Examiner is respectfully requested to reconsider and withdraw the rejections in view of the remarks contained herein.

REJECTION UNDER 35 U.S.C. § 102 & 35 U.S.C. § 103

Claims 1-5 and 8 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Wolfer, et al. (U.S. Pat. No. 4,314,481). Claims 6-9 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Wolfer, et al. (U.S. Pat. No. 4,314,481) in view of Chitty.

In the rejection of the claims, the Office Action states that the Wolfer reference (U.S. Pat. No. 4,314,481) discloses a tool having a piezoelectric sensor configured to measure strains in a tool. The tool is additionally characterized by the Office Action as being configured to hold a blind-fastener during a setting operation. Applicant respectfully traverses this characterization.

While the Applicant acknowledges that the Wolfer reference discloses a strain gauge used to measure strains within a machine, nowhere in the reference is it suggested that strains can be measured in a rivet setting tool. The Office Action cites several structures within the description and figures to correspond to different components within a rivet setting tool. In each instance, these structures are actually just fastening mechanisms for mounting the strain gauge transducer to a planar body or describe resilient mechanisms for cabling in electrical connections to the sensor. As

such, Applicant respectfully asserts that the rejections under 35 U.S.C. §§ 102 and 103 are improper as numerous limitations are simply not shown in the references.

CONCLUSION

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: _____

Dec 8 - 2007

By: _____


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